

Applicant: Van Gelder et al.  
Serial No.: 09/713,545  
Filed: 11-15-2000  
Title: Multi-Gene Expression Profile  
Art Unit: 1636  
Examiner: William Sandals  
Docket: 112133.00003 RCE

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### **PRELIMINARY AMENDMENT**

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Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicants, Russell N. Van Gelder, et al., filed a timely Notice of Appeal from the action of the Examiner finally rejecting claims 42-54 in this application. This Request for Continued Examination is being filed with a three-month extension of time. The Extension of Time is calculated from the mailing of the Notice of Appeal on April 21, 2003, for which the accompanying postcard was stamped on April 28, 2003. No other confirmation from the USPTO has been received. For the Office's convenience, a copy of the postcard and the Notice of Appeal are attached.

Please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims, which begins on page 3 of this paper.

**Remarks/Arguments** begin on page 4 of this paper.

**Conclusion** begins on page 9.

Van Gelder, et al.  
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This application contains 13 claims and all of these claims have been finally rejected as being obvious under 35 U.S.C. § 103 in view of prior art.